

REMARKS

The Office Action mailed June 30, 2010 has been carefully considered. The amendments and remarks presented herein are believed to be fully responsive to the Office Action. The amendments made herein are fully supported by the Application as originally filed. No new matter has been added. Accordingly, reconsideration of the present Application in view of the above amendments and following remarks is respectfully requested.

Claim Objections

Claim 4 stands rejected to under 37 CFR 1.75(c) as being in improper form because a multiple dependent claim should refer to other claims in the alternative only.

Claim 4 has been amended to delete the recitation of dependence upon claim 1 and the groups are R₁-R₅ have been defined.

Claim Rejections Under 35 USC § 112, Second Paragraph

Claim 2-10 stand rejected under 35 USC § 112, second paragraph as being indefinite.

In claim 2, in definition of D, where (e) is defined on page 3, the Office states the word "or" is needed after "aminocarbonyl". This amendment has been made.

In claim 2, variables R₈ and R₉, which appear in the definition of R₂ have not been defined. By this amendment, claim 2 has been amended to define R₈ and R₉.

The Office notes that there is no definition for R₄ in claim 2. Claim 2 has been amended to define R₄.

The Office states that the proviso at the end of claim 2 does not appear to be necessary. By this amendment such proviso has been stricken from claim 2.

With respect to claim 3 the Office finds that the phrase "as defined above" should be changed to "as defined below". Such change has been made. In claim 3

also, the Office states that the variables Y, R₈ and R₉ and R₄ have not been defined. By this Amendment such variables have been defined in claim 3.

The Office alleges that the proviso at the end of claim 3 does not appear to be necessary. Such proviso has been stricken by this Amendment.

In claim 4, the definition of D is alleged by the Office to be broader than the definition of D₁ in claim 2. Claim 4 has been amended to delete the variable D and has replaced it with D₁.

The Office finds in formula (IIIA) in claim 4 that variables R³, R⁴ and R⁵ should contain subscripts. Formula (IIIA) has been changed in accordance with the Office's suggestion.

The Office states that in the last line of claim 4 the variables should contain subscripted numerals. Claim 4 has been amended to delete the offensive variables and has replaced the same with a definition for each of R1-R5.

With these amendments and remarks, it is respectfully contended that the 35 USC § 112, second paragraph rejections have been overcome. In consequence, Applicant courteously solicits reconsideration and withdrawal of the rejections.

In view of the forgoing remarks, the present Application is believed to be in condition for allowance, and reconsideration of it is requested. If the Office disagrees, the Examiner is requested to contact the attorney for Applicant at the telephone number provided below.

Respectfully submitted,



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